

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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CHESLEY TAYLOR :
: Plaintiff, : MEMORANDUM & ORDER
: :
-against- : 08-CV-1036 (ENV)
: :
COMMISSIONER OF SOCIAL SECURITY, :
: Defendant. :
----- x
VITALIANO, D.J.

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P.M. *6*
TIME A.M. *5*

The Court is in receipt of a letter dated February 23, 2009 from plaintiff informing the Court of his inability to respond to the Commissioner's motion to dismiss due to illness and requesting a "continuance of one cycle of the court's time" in order to have "sufficient recovery time" and an opportunity to "submit my best defense". Since pleadings by *pro se* litigants are to be construed liberally, the Court considers plaintiff's letter a request for an extension of time to file a response to the Commissioner's motion. Given the leniency generally afforded to *pro se* litigants, and with no objection from the Commissioner, the Court grants Taylor an extension until March 30, 2009, to file his response to the Commissioner's motion.

SO ORDERED.

Dated: Brooklyn, New York
March 10, 2009

✓ /
ERIC N. VITALIANO
United States District Judge
id

Chm